

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY & INTESTATE JURISDICTION

NOTICE OF MOTION NO.155 OF 2005

IN

PETITION NO.573 OF 1995

...

Rusi Hormuzshaw Carnac & ors. ...Petitioners

v/s.

The Bank of Tokyo and Mitsubishi

and anr. ...Respondents

...

Ms.Bharucha i/b Maneksha & Sethna for the
Petitioners.

Mr.R.M.Wasudeo for the Respondent No.1.

...

CORAM: D.K.DESHMUKH, J.

DATED: 19TH AUGUST, 2006

P.C. :

Perused the order dated 1st March, 2006. Pursuant to that order the Respondent No.1 has deposited the amount with the Prothonotary & Sr.Master. This is an admitted position. Now, the Prothonotary & Sr.Master shall permit the withdrawal of that amount if the application to that effect is made by the three Petitioners and the Respondent No.2, who admittedly are the executors named in the Will of deceased Manijeh Kaikhushru Carnac of which probate has been granted by this Court.

2. If all the executors, in their joint application, give name of any person in whose name the cheque is to be issued, the Prothonotary & Sr.Master may act accordingly. Motion disposed of.

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